

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN FRANCISCO DIVISION  
4

5 OVERTURE SERVICES, INC., a  
6 Delaware Corporation,

7 Plaintiff,

8 vs.

9 GOOGLE INC., a California Corporation,  
10 Defendant.

No. C02-01991 CRB

**STIPULATION SELECTING ADR  
PROCESS [ADR L.R. 3-5]**

**ADR CERTIFICATION**

11  
12 The parties stipulate to participate in the following ADR process:

13 **Court Processes:**

14 ☐ Arbitration ☐ ENE ☐ Mediation

15 **Private Processes:**

16 ☒ Private ADR (Private Mediation)

17 The parties agree that mediation would be most useful if scheduled around the time  
18 of, but prior to, the Court's claim construction hearing.

19  
20 Dated: August 5, 2002

By: /s/  
Jack C. Berenzweig  
BRINKS HOFER GILSON & LIONE  
Attorney for Plaintiff  
OVERTURE SERVICES, INC.

21  
22  
23 Dated: August 5, 2002

By: /s/  
Jon B. Streeter  
KEKER & VAN NEST, L.L.P.  
Attorney for Defendant  
GOOGLE INC.

**SIGNATURE AND CERTIFICATION BY PARTIES  
AND LEAD TRIAL COUNSEL**

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Dated: August 5, 2002

By: \_\_\_\_\_/s/  
Jeanine Hayes  
OVERTURE SERVICES, INC.

Dated: August 5, 2002

By: \_\_\_\_\_/s/  
Jack C. Berenzweig  
BRINKS HOFER GILSON & LIONE  
Attorney for Plaintiff  
OVERTURE SERVICES, INC.

Dated: August 5, 2002

By: \_\_\_\_\_/s/  
David Drummond  
GOOGLE INC.

Dated: August 5, 2002

By: \_\_\_\_\_/s/  
Jon B. Streeter  
KEKER & VAN NEST, L.L.P.  
Attorney for Defendant  
GOOGLE INC.

I hereby attest, pursuant to section X of General Order 45, that concurrence in the filing of this document has been obtained from Jeanine Hayes, David Drummond, and Jon B. Streeter.

Dated: August 5, 2002

By: \_\_\_\_\_/s/  
Jack C. Berenzweig  
BRINKS HOFER GILSON & LIONE  
Attorney for Plaintiff  
OVERTURE SERVICES, INC.